

☒ APPROVED

180172

AGREEMENT / CONTRACT REVIEW FORM

BOARD MEETING DATE:

WHEN BOARD APPROVAL IS REQUIRED DO NOT PLACE
ITEM ON AGENDA UNTIL REVIEW IS COMPLETED

Date Submitted: 8/18/2017

Contact Name (Person Overseeing the Contract): Terry Connor/Michelle Larson Telephone Number: 904-284-6579

School/Department Submitting Contract: Curriculum and Instruction

Vendor Name: Achieve 3000

Contract Title: Achieve 3000

Contract Type: New ☐ Renewal ☒ Amendment ☐ Extension ☐

Date Original Contract Approved:

Prior Year's Pricing:

Contract Term: One Year from purchase through 6/30/2018

Renewal Option(s):

Contract Cost: \$2,856

Payment Schedule (Are the payments made monthly, when task is finished, etc):
Paid when invoiced after access to product is provided

Funding Source: 0100.5100.0521.9003.2018

Strategic Plan Tie-in Explanation: Improve the instructional framework processes and structures that enrich student achievement - extend same availability of product to students at AMI Kids, PACE and Clay Virtual Academy that is currently being provided to all other students in applicable grade levels (4-10)

Background/Discussion/Research/Alternatives: The quotes are an extension of our current three year contract with Achieve 3000 which was Board approved June 29, 2017. Achieve 3000's web-based software engines determine a student's reading level and deliver grade appropriate content that is precisely customized to individual needs.

RECEIVED

AUG 18 2017

PURCHASING

CONTRACT REVIEW REQUIRED DOCUMENTS ATTACHED

If more space is needed, please attach Word document.

- ☒ Completed Contract Review Form
- ☒ Original Contract and all Terms & Conditions that apply with the Contract
- ☒ SIGNED SBCC Addendum A *

*This Statement MUST BE written on Original Contract: The terms and conditions included in Addendum A shall be incorporate into this agreement. If there are any conflicts in the language provided in the agreement and that of Addendum A, then the language provided in Addendum A shall prevail.)

Certificate of Insurance (COI) for General Liability & Workers' Compensation that meet these requirements:

COI must list the School Board of Clay County as Additional Insured and as Certificate Holder. Insurer must be rated as A- or better.

General Liability = \$1,000,000 Each Occurrence & \$2,000,000 General Aggregate.

Auto Liability = \$1,000,000 Combined Single Limit (\$5,000,000 for Charter Buses).

Workers' Compensation = \$100,000 Minimum (If exempt from Workers' Compensation Insurance they must sign a SBCC Release and Hold Harmless Form. If they are not exempt, they must provide Workers' Compensation COI.

Approvals

Comments

Superintendent:	Approved	Denied	
Review Date:			
District Attorney:	Approved	Denied	
Review Date:	8/23		
Information & Technology:	Approved	Denied	
Review Date:	8/24		
Finance:	Approved	Denied	Budget is in deficit. where funded?
Review Date:	8/23		Please ensure BT is complete to correct deficit.
Insurance Certificate:	Approved	Denied	Dept. Requested Current COI
Review Date:	8/22/17		COI EXPIRED
Purchasing:	Approved	Denied	
Review Date:	8/18/17		

**AMENDMENT NUMBER TWO (NO. 2) TO CONTRACT
BETWEEN
THE SCHOOL BOARD OF CLAY COUNTY, FLORIDA,
AND
ACHIEVE3000, INC.**

WHEREAS, the School Board of Clay County, Florida ("Board" or "District"), and Achieve3000, Inc. ("Achieve3000" or "Contractor"), collectively referred to hereinafter as "the Parties," entered into a Contract dated June 19, 2014 ("2014 Contract");

WHEREAS, the June 2014 Contract concerned the licensing and provision of computer-based education programming, assessment, and associated services ("the Program") for a limited number of District students and employees;

WHEREAS, the term of the 2014 Contract expired June 30, 2017;

WHEREAS, the Parties entered into Amendment Number One to the 2014 Contract on June 29, 2017, which renewed and extended the 2014 Contract for a period of three years; and

WHEREAS, the Parties now seek to expand the scope of services provided by the 2014 Contract such that the Program will be available to a greater number of students.

NOW, THEREFORE, in exchange for their mutual promises and other valuable consideration, the sufficiency of which is hereby acknowledged, the Parties covenant and agree as follows as of the date upon which this document is fully executed by the Parties ("Effective Date"):

1. The 2014 Contract is hereby amended such that the Program will be made available to a greater number of students, as outlined in **Attachment A** to this Amendment Number Two (*August 2017 Quote Summaries*).
2. In all other respects, unless expressly modified by or contrary to the those hereby made, the terms and conditions of the 2014 Contract and Amendment Number One to the 2014 Contract shall remain in place and continue in full force and effect.

WHEREFORE, the Parties, by and through the signatures of their authorized representatives below, agree to be bound by this Amendment Number Two to the 2014 Contract.

THE SCHOOL BOARD OF CLAY COUNTY, FLORIDA

By: _____
Janice Kerekes
School Board Chair

Date: _____

ACHIEVE3000, INC.

By: Joel Jeselsohn
[printed name] Joel Jeselsohn
[position/office] CFO

Date: 08/24/2017

**Quote ID:** 99575**Quote Date:** 08/08/17**Contract Period:** 08/08/17 - 06/30/18**Valid Until:** 10/01/17**Client Information**

Account Name: Ami Kids Clay County	
Address	Client
900 Walnut St Green Cove Springs, FL 32043 Phone: (904) 284-6500	Sandra Rocquin Email: sandra.rocquin@myoneclay.net Phone: 904-284-6500

About Achieve3000®

Achieve3000 is the leading literacy platform in today's blended learning programs, with differentiated solutions that serve over two million students worldwide. Based on decades of scientific research, Achieve3000's patented and proven solutions for grades PreK-12 and Adult Education reach all students at their individual reading levels to accelerate their learning, improve test scores, and help them succeed in school and beyond.

Your custom quote includes the solutions listed below. To explore more options, such as our multi-year quote with LOCKED-IN PRICING for three full years, please contact sales.support@achieve3000.com for an adjusted quote.

Discover all of Achieve3000's research-based solutions, plus all that's new for the upcoming school year, by visiting www.achieve3000.com.

Item #	Product	Cost	Qty	Total
2017-LIT-PRO-STD	Achieve3000®'s Pro Differentiated Literacy Solution: includes 1 student license	\$42.00 per student	19	\$798.00
Subtotal:				\$798.00
ORDER TOTAL:				\$798.00

See Next Page for Quote Acceptance



Quote ID: 99575

Acceptance

	Achieve3000
Account Name	
Signature	<i>Kathleen Rolison</i>
Name, Title	Signature Kathleen Rolison, Sales
Date	Name, Title 08/24/17

The Complete Signed Quote and Purchase Orders can be sent to:

Achieve3000
1985 Cedar Bridge Ave., Suite 3
Lakewood, NJ 08701
Fax: 316-221-0718
Email: orders@achieve3000.com

This quote is governed by and subject to the Achieve3000 terms and conditions at www.achieve3000.com/terms-of-service. By signing this quote, you are agreeing to such terms and conditions.

A Proven Solution for Summer Success! Engage, motivate and accelerate learning this summer with Achieve Intensive, the brand-new rapid intervention solution for Grades 2-12 from Achieve3000! Visit www.achieve3000.com/intensive to learn more.



**Quote ID:** 99782**Quote Date:** 08/14/17**Contract Period:** 08/14/17 - 06/30/18**Valid Until:** 10/01/17**Client Information**

Account Name: Clay Virtual	
Address	Client
900 Walnut St Green Cove Springs, FL 32043 Phone: 904-284-6500	Sandra Rocquin Email: sandra.rocquin@myoneclay.net Phone: 904-284-6500

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Item #	Product	Cost	Qty	Total
2017-LIT-PRO-STD	Achieve3000®'s Pro Differentiated Literacy Solution: includes 1 student license	\$42.00 per student	20	\$840.00
Subtotal:				\$840.00
ORDER TOTAL:				\$840.00

See Next Page for Quote Acceptance

**Quote ID: 99782****Acceptance**

	Achieve3000
Account Name	
Signature	<i>Kathleen Rolison</i>
Name, Title	Kathleen Rolison, Sales
Date	08/24/17

The Complete Signed Quote and Purchase Orders can be sent to:

Achieve3000
1985 Cedar Bridge Ave., Suite 3
Lakewood, NJ 08701
Fax: 316-221-0718
Email: orders@achieve3000.com

This quote is governed by and subject to the Achieve3000 terms and conditions at www.achieve3000.com/terms-of-service. By signing this quote, you are agreeing to such terms and conditions.

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Quote Summary

https://www.interlink3000.com/orders/quote_summary.php?print=1&q=...**Quote ID:** 99576**Quote Date:** 08/08/17**Contract Period:** 08/08/17 - 06/30/18**Valid Until:** 10/01/17**Client Information**

Account Name: PACE for Girls Clay County	
Address	Client
900 Walnut St 900 Walnut St Green Cove Springs, FL 32043 Phone: (904) 284-6500	Sandra Rocquin Email: sandra.rocquin@myoneclay.net Phone: 904-284-6500

About Achieve3000®

Achieve3000 is the leading literacy platform in today's blended learning programs, with differentiated solutions that serve over two million students worldwide. Based on decades of scientific research, Achieve3000's patented and proven solutions for grades PreK-12 and Adult Education reach all students at their individual reading levels to accelerate their learning, improve test scores, and help them succeed in school and beyond.

Your custom quote includes the solutions listed below. To explore more options, such as our multi-year quote with LOCKED-IN PRICING for three full years, please contact sales.support@achieve3000.com for an adjusted quote.

Discover all of Achieve3000's research-based solutions, plus all that's new for the upcoming school year, by visiting www.achieve3000.com.

Item #	Product	Cost	Qty	Total
2017-LIT-PRO-STD	Achieve3000®'s Pro Differentiated Literacy Solution: includes 1 student license	\$42.00 per student	29	\$1,218.00
Subtotal:				\$1,218.00
ORDER TOTAL:				\$1,218.00

See Next Page for Quote Acceptance



Quote ID: 99576

Acceptance

_____	Achieve3000
Account Name	
Signature	Signature
Name, Title	Name, Title
Date	Date

The Complete Signed Quote and Purchase Orders can be sent to:

Achieve3000
1985 Cedar Bridge Ave., Suite 3
Lakewood, NJ 08701
Fax: 316-221-0718
Email: orders@achieve3000.com

This quote is governed by and subject to the Achieve3000 terms and conditions at www.achieve3000.com/terms-of-service. By signing this quote, you are agreeing to such terms and conditions.

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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
8/22/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Crystal & Company Crystal IBC LLC 32 Old Slip New York, NY 10005	CONTACT NAME: Roger Hohne	
	PHONE (A/C, No, Ext): 212 504 5826	FAX (A/C, No):
INSURED ACHINN Achieve3000, Inc. 1985 Cedar Bridge Ave. Suite 3 Lakewood, NJ 08701	E-MAIL ADDRESS: roger.hohne@crystalco.com	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A: StarNet Insurance Company	
	INSURER B: Berkley Regional Insurance Company	
	INSURER C:	
	INSURER D:	
INSURER E:		
INSURER F:		

COVERAGES

CERTIFICATE NUMBER: 1318066943

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADD'L INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	Y		TCP7006508	7/10/2017	7/10/2018	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$300,000 MED EXP (Any one person) \$10,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			TCP7006508	7/10/2017	7/10/2018	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ Collision/Comp Deduct \$500
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$10,000 <input type="checkbox"/> CLAIMS-MADE			TCP7006508	7/10/2017	7/10/2018	EACH OCCURRENCE \$10,000,000 AGGREGATE \$10,000,000 \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	TWC7006509	7/10/2017	7/10/2018	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

The School Board of Clay County is added as additional insured under General Liability policy where required by written contract.

CERTIFICATE HOLDER

CANCELLATION

The School Board of Clay County
900 Walnut Street
Green Cove Springs, FL 32043

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Crystal & Company